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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 CARL D. LUNA,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of
12 Social Security,

13 Defendant.


CASE NO. C08-5581RJB-KLS

ORDER

14 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Judge
15 Karen L. Strombom, United States Magistrate Judge, and objections to the report and recommendation, if
16 any, and the remaining record, does hereby find and ORDER:

- 17 (1) the Court adopts the Report and Recommendation;
18 (2) the ALJ erred in his decision as described in the report;
19 (3) the matter is therefore REVERSED and remanded to the Commissioner for further
20 administrative proceedings; and
21 (4) the Clerk is directed to send copies of this Order to plaintiff's counsel, defendant's counsel
22 and Magistrate Judge Karen L. Strombom.

23 DATED this 18th day of June, 2009.

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25 ROBERT J. BRYAN
26 United States District Judge
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